

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
NORTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

DEMETRIAN DEVON MCCUNE,

Defendant.

Case: 1:23-cr-20640
Judge: Ludington, Thomas L.
MJ: Morris, Patricia T.
Filed: 11-08-2023 At 02:30 PM
IND USA v. Demetrian Devon McCune (krc)

I N D I C T M E N T

THE GRAND JURY CHARGES:

COUNT ONE:
Possession with the Intent to Distribute Methamphetamine
(21 U.S.C. § 841(a)(1))

On or about September 22, 2023, in the Eastern District of Michigan, Demetrian Devon McCune, knowingly possessed with the intent to distribute a mixture or substance containing a detectable amount of methamphetamine, a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B)(viii).

COUNT TWO:
Possession with the Intent to Distribute Cocaine Base
(21 U.S.C. § 841(a)(1))

On or about September 22, 2023, in the Eastern District of Michigan, Demetrian Devon McCune, knowingly possessed with the intent to distribute a mixture or substance containing a detectable amount of cocaine base, a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B)(viii).

COUNT THREE:
Felon in Possession of a Firearm
(18 U.S.C. § 922(g)(1))

On or about September 22, 2023, in the Eastern District of Michigan, Demetrian Devon McCune, knowing he had been convicted of an offense punishable by a term of imprisonment exceeding one year, knowingly possessed, in and affecting commerce, a firearm, that is, a Smith & Wesson .40 caliber pistol, in violation of Title 18, United States Code, Section 922(g)(1).

FORFEITURE ALLEGATION

The allegations contained in Counts One, Two, and Three of this Indictment are hereby re-alleged and incorporated by reference for the purpose of alleging forfeiture pursuant to Title 21, United States Code, Section 853(a). The allegations contained in Counts Five and Six of this Indictment are hereby re-alleged and incorporated by reference for the purpose of alleging forfeiture pursuant to Title

18, United States Code, Section 924(d) and Title 28, United States Code, Section 2461(c).

Pursuant to Title 21, United States Code, Section 853, upon conviction of an offense in violation of Title 21, United States Code, Section 841, the defendant shall forfeit to the United States: (1) any property, real or personal, constituting, or derived from, any proceeds obtained, directly or indirectly, as the result of such offense; and (2) any property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of, the offense.

Pursuant to Title 18, United States Code, Section 924(d) and Title 28, United States Code, Section 2461(c), upon conviction of any offense(s) in violation of Title 18, United States Code, Sections 922(g) and 924(c), the defendant shall forfeit to the United States any firearms and ammunition involved in or used in the knowing commission of the offense(s).

Dated: November 8, 2023

THIS IS A TRUE BILL

s/Grand Jury Foreperson
GRAND JURY FOREPERSON

DAWN N. ISON
United States Attorney

s/Anthony P. Vance
ANTHONY P. VANCE
Assistant United States Attorney
Chief, Branch Offices

s/Roy R. Kranz
ROY R. KRANZ
Assistant U.S. Attorney
101 First Street, Suite 200
Bay City, Michigan 48708-5747
(989) 895-5712
Roy.Kranz@usdoj.gov
(P56903)

Companion Case information MUST be completed by AUSA and initialedUnited States District Court
Eastern District of Michigan**Criminal Case Cover Sheet****Case Number**

NOTE: It is the responsibility of the Assistant U.S. Attorney signing this form to complete it accurately in all respects.

Companion Case InformationThis may be a companion case based upon LCrR 57.10 (b)(4)¹: Yes No

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IND USA v. Demetrian Devon McCune (krc)

Case Title: USA v. Demetrian Devon McCune**County where offense occurred:** Saginaw**Check One:** X Felony Misdemeanor PettyX Indictment/____ Information --- no prior complaint.

____ Indictment/____ Information --- based upon prior complaint []

____ Indictment/____ Information --- based upon LCrR 57.10 (d) [Complete Superseding section below].

Superseding Case Information**Superseding to Case No:** _____ **Judge:** _____

- Corrects errors; no additional charges or defendants.
- Involves, for plea purposes, different charges or adds counts.
- Embraces same subject matter but adds the additional defendants or charges below:

Defendant name**Charges****Prior Complaint (if applicable)****Please take notice that the below listed Assistant United States Attorney is the attorney of record for the above captioned case.**

Date: November 8, 2023

s/Roy R. Kranz

Roy R. Kranz

Assistant United States Attorney

101 First Street, Suite 200, Bay City, MI 48708

Phone: 989-895-5712

Fax: 989-895-5790

E-Mail address: Roy.Kranz@usdoj.gov

Attorney Bar #: P56903

¹ Companion cases are matters in which it appears that (1) substantially similar evidence will be offered at trial, (2) the same or related parties are present, and the cases arise out of the same transaction or occurrence. Cases may be companion cases even though one of them may have already been terminated.